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Attorney for Plaintiff
A WALL STREET FUND I, LTD.,
a Florida limited partnership

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

A WALL STREET FUND I, LTD.,
a Florida limited partnership

Plaintiff,

vs.

**NEW WORLD CAPITAL CURRENCY
FUND, L.P.**, a Delaware limited partnership,
**NEW WORLD CAPITAL EQUITY FUND,
L.P.**, a Delaware limited partnership,
**NEW WORLD CAPITAL MANAGEMENT,
LLC**, a Delaware limited liability
company, **GREGORY DURAN**, an individual;
and **DOES 1-10**;

Defendants.

Case No. 08 CV 1042 JAH (JMA)

**PROOF OF SERVICE OF
TEMPORARY RESTRAINING
ORDER AND OSC RE:
PRELIMINARY INJUNCTION AND
SUPPORTING PLEADINGS**

Judge: Hon. John A. Houston
Courtroom: 11
Hearing Date: July 11, 2008
Time: 10:30 a.m.

Plaintiff A Wall Street Fund I, Ltd. attaches hereto Proof of Service of each the
following documents on each of the named defendants:

- (1) Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction (Header Document #5; total pages: 3);
- (2) Ex Parte Application For Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction (Header Document #4; total pages: 3);

- (3) Memorandum of Points and Authorities (Header Document #4-2; total pages: 5);
- (4) Declaration of Thomas G. Buckley, Jr. (Header Document #4-3; total pages: 6);
- (5) Exhibit A: Letter Dated April 11, 2008 (Header Document #4-4; total pages: 1);
- (6) Request For Judicial Notice (Header Document #4-5; total pages: 2);
- (7) State of Delaware "Entity Details" (Header Document #4-6; total pages: 1);
- (8) State of Delaware "Entity Details" (Header Document #4-7; total pages: 1);
- (9) State of Delaware "Entity Details" (Header Document #4-8; total pages: 1);
- (10) Declaration of Eric I. Michelman (Header Document #4-9; total pages: 2);
- (11) Order Directing Plaintiff to Post Security (Header Document #6; total pages: 1);

DATED: July 8, 2008

s/ Eric I. Michelman
Eric I. Michelman
Attorney for Plaintiff
A Wall Street Fund I, Ltd.

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I am a resident in the county of Orange, State of California. I am over the age of 18 and not a party to the within action; my business address is **2301 Dupont Drive, Suite 530, Irvine, California 92612.**

On July 7, 2008, I served the documents described on ATTACHMENT "A" hereto on:

**Clinton W. Marrs, Esq.,
Vogel Campbell & Blueher, P.C.,
6100 Uptown Blvd., NE, Ste 500,
Albuquerque, New Mexico 87110,**

legal counsel for Defendant Gregory Duran via e-mail pursuant to the written consent of said Clinton W. Marrs, Esq.

☐ **(BY MAIL)[C.C.P. § 1013(a)(1)Person Depositing In Mail]** On _____ I deposited such envelope in the mail at **Irvine, California**. The envelope was mailed with postage thereon fully prepaid.

☐ **(BY FACSIMILE)[C.C.P. § 1013(c)]** On _____, at **Irvine, California**, I transmitted the foregoing document at approximately _____ a.m./p.m. via facsimile to the addressee(s) utilizing the appropriate facsimile numbers set forth above. The document was transmitted from facsimile machine number 949-553-1880. The transmission was reported as complete and without error. Attached is a copy of the transmission report; the report was properly issued by the transmitting facsimile machine.

☐ **BY PERSONAL DELIVERY.** On _____, I caused such envelope to be delivered by hand to the offices of addressee(s) set forth above.

☐ **(BY OVERNIGHT EXPRESS)[C.C.P. § 1013(c)]** On _____, at **Irvine, California**, I deposited such envelope in a box or other facility regularly maintained by Overnight Express, an express service carrier, or delivered to a courier or driver authorized by this express service carrier to receive documents, together with an unsigned copy of this declaration, in an envelope or other package designated by this express service carrier, with delivery fees paid or provided for.

☒ **(FEDERAL)** I certify and declare under penalty of perjury under the laws of the United States of America that the above is true and correct.

Executed on **July 8, 2008**

s/ Eric I. Michelman
Eric I. Michelman

ATTACHMENT “A”

LIST OF DOCUMENTS SERVED:

1. Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction (Header Document #5; total pages: 3);
2. Ex Parte Application For Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction (Header Document #4; total pages: 3);
3. Memorandum of Points and Authorities (Header Document #4-2; total pages: 5);
4. Declaration of Thomas G. Buckley, Jr. (Header Document #4-3; total pages: 6);
5. Exhibit A: Letter Dated April 11, 2008(Header Document #4-4; total pages: 1);
6. Request For Judicial Notice (Header Document #4-5; total pages: 2);
7. State of Delaware “Entity Details” (Header Document #4-6; total pages: 1);
8. State of Delaware “Entity Details” (Header Document #4-7; total pages: 1);
9. State of Delaware “Entity Details” (Header Document #4-8; total pages: 1);
10. Declaration of Eric I. Michelman (Header Document #4-9; total pages: 2);
11. Order Directing Plaintiff to Post Security (Header Document #6; total pages: 1);

State of CALIFORNIA In the U.S. District Court Southern District of California
County of _____
Cause No. 08-CV-1042-J-JMA
ADWALL STREET FUND, LTD Plaintiff/Petitioner
vs.
NEW WORLD CAPITAL CURRENCY FUND, LP et al Defendant/Respondent

Garnishee

AFFIDAVIT OF SERVICE

State of New Mexico)
County of Santa Fe)

DONALD E. MURRAY BEING FIRST DULY SWORN upon his oath, says that he is over the age of eighteen years and not a party to this law suit and that he served a copy of the

SUMMONS & COMPLAINT _____ SUBPOENA _____ WRIT OF GARNISHMENT
OTHER SEE ATTACHED LIST
in the above cause within the county and state herein above stated, upon NEW WORLD CAPITAL CURRENCY FUND, LP
On the 7 day of JULY 2008 at 8:23pm in the following manner:

I made service upon the above mentioned person by delivering the above designated papers to him/her personally.

After attempting to serve the summons and complaint on the defendant by personal service, service was made by delivering a copy of this summons, with a copy of the complaint attached, in the following manner:

to _____, a person over the age of 15 years residing at the usual place of abode of the above-mentioned person, who was absent and by mailing by first class mail to the defendant at _____
(insert defendant's last known mailing address) a copy of the summons and complaint.
to _____, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at _____
(insert defendant's business address) and by mailing the summons and complaint by first class mail to the defendant at _____
(insert defendant's last known mailing address).
to STEPHANIE DURAN, WIFE OF GREGORY DURAN, PRINCIPAL EXECUTIVE OFFICER
For NEW WORLD CAPITAL CURRENCY FUND, LP
to _____, (parent) (guardian) (custodian) (conservator) (guardian ad litem) of defendant
, (used when defendant is a minor or an incompetent person).
to the New Mexico Superintendent of Insurance, _____ designated agent.

to _____ (name of person), _____, (title of person authorized to receive service. Used when the defendant is a corporation or an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision).

FEES:

Service/Return: \$ 45.00
Mileage: \$ 27.20
Other: RUSH FEE \$ 20.00
Tax: \$ 5.16
TOTAL: \$ 97.36

SUBSCRIBED and SWORN TO before me this 8th day of July 2008

Linda Lonsdale
Notary Public

My commission expires: 3-18-12

Notary Seal



Affidavit designed and produced by DUE PROCESS 505/982-3313 P.O. BOX 1841 SANTA FE, NM 87504-1841



Served each of the following documents:

1. Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction (Header Document #5; total pages: 3);
2. Ex Parte Application For Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction (Header Document #4; total pages: 3);
3. Memorandum of Points and Authorities (Header Document #4-2; total pages: 5);
4. Declaration of Thomas G. Buckley, Jr. (Header Document #4-3; total pages: 6);
5. Exhibit A: Letter Dated April 11, 2008 (Header Document #4-4; total pages: 1);
6. Request For Judicial Notice (Header Document #4-5; total pages: 2);
7. State of Delaware "Entity Details" (Header Document #4-6; total pages: 1);
8. State of Delaware "Entity Details" (Header Document #4-7; total pages: 1);
9. State of Delaware "Entity Details" (Header Document #4-8; total pages: 1);
10. Declaration of Eric I. Michelman (Header Document #4-9; total pages: 2);
11. Order Directing Plaintiff to Post Security (Header Document #6; total pages: 1);

State of CALIFORNIA In the U.S. District Court Southern District of California
AVALL STREET FUND, LTD Plaintiff/Petitioner
 vs.
NEW WORLD CAPITAL CURRENTLY FUND, LP et al Defendant/Respondent
 Cause No. 08-CV-1042-J-JMA

Garnishee

AFFIDAVIT OF SERVICE

State of New Mexico)
 County of Santa Fe)

DONALD B MURRAY BEING FIRST DULY SWORN upon his oath, says that he is over the age of eighteen years and not a party to this law suit and that he served a copy of the SUMMONS & COMPLAINT SUBPOENA WRIT OF GARNISHMENT OTHER SEE ATTACHED LIST in the above cause within the county and state herein above stated, upon NEW WORLD CAPITAL EQUITY FUND L.P. On the 7 day of JULY 2008 at 8:24pm in the following manner:

I made service upon the above mentioned person by delivering the above designated papers to him/her personally.

After attempting to serve the summons and complaint on the defendant by personal service, service was made by delivering a copy of this summons, with a copy of the complaint attached, in the following manner:

to _____, a person over the age of 15 years residing at the usual place of abode of the above-mentioned person, who was absent and by mailing by first class mail to the defendant at _____, (insert defendant's last know mailing address) a copy of the summons and complaint. to _____, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at _____ (insert defendant's business address) and by mailing the summons and complaint by first class mail to the defendant at _____ (insert defendant's last known mailing address).
 ✓ to STEPHANIE DURAN WIFE OF GREGORY DURAN PRINCIPAL EXECUTIVE OFFICER For NEW WORLD CAPITAL EQUITY FUND L.P.
 to _____, (parent) (guardian) (custodian) (conservator) (guardian ad litem) of defendant
 to _____, (used when defendant is a minor or an incompetent person).
 to the New Mexico Superintendent of Insurance, _____ designated agent.

to _____ (name of person), _____, (title of person authorized to receive service. Used when the defendant is a corporation or an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision).

FEES:

Service/Return: \$ 45.00
 Mileage: \$ _____
 Other: COPIES \$ 15.00
 Tax: \$ 3.57
 TOTAL: \$ 64.17

SUBSCRIBED and SWORN TO before me this 8th day of July 2008

[Signature]
 Process Server

[Signature]
 Notary Public

My commission expires: 3-18-12

Notary Seal

Affidavit designed and produced by DUE PROCESS 505/982-3313 P.O. BOX 1841 SANTA FE, NM 87504-1841

Served each of the following documents:

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7. State of Delaware "Entity Details" (Header Document #4-6; total pages: 1);
8. State of Delaware "Entity Details" (Header Document #4-7; total pages: 1);
9. State of Delaware "Entity Details" (Header Document #4-8; total pages: 1);
10. Declaration of Eric I. Michelman (Header Document #4-9; total pages: 2);
11. Order Directing Plaintiff to Post Security (Header Document #6; total pages: 1);

State of CALIFORNIA In the U.S. District Court Southern District of California
RECALL STREET FUND, LTD Plaintiff/Petitioner Cause No. 08-CV-1042-J-JMA
vs.
NEW WORLD CAPITAL CURRENTLY FUND, LP et al Defendant/Respondent

Garnishee

AFFIDAVIT OF SERVICE

State of New Mexico)
 County of Santa Fe)

DONALD B. MURRAY BEING FIRST DULY SWORN upon his oath, says that he is over the age of eighteen years and not a party to this law suit and that he served a copy of the
SUMMONS & COMPLAINT SUBPOENA WRIT OF GARNISHMENT
OTHER SEE ATTACHED LIST
 in the above cause within the county and state herein above stated, upon NEW WORLD CAPITAL MANAGEMENT, LLC
 On the 7 day of JULY 2008 at 8:25pm in the following manner:

I made service upon the above mentioned person by delivering the above designated papers to him/her personally.

After attempting to serve the summons and complaint on the defendant by personal service, service was made by delivering a copy of this summons, with a copy of the complaint attached, in the following manner:

to _____, a person over the age of 15 years residing at the usual place of abode of the above-mentioned person, who was absent and by mailing by first class mail to the defendant at _____ (insert defendant's last known mailing address) a copy of the summons and complaint.
 to _____, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at _____ (insert defendant's business address) and by mailing the summons and complaint by first class mail to the defendant at _____ (insert defendant's last known mailing address).
 ✓ to STEPHANIE DURAN, WIFE OF GREGORY DURAN, PRINCIPAL EXECUTIVE OFFICER
 For NEW WORLD CAPITAL MANAGEMENT, L.L.C.
 to _____, (parent) (guardian) (custodian) (conservator) (guardian ad litem) of defendant
 to _____, (used when defendant is a minor or an incompetent person).
 to the New Mexico Superintendent of Insurance, _____ designated agent.

to _____ (name of person), _____, (title of person authorized to receive service. Used when the defendant is a corporation or an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision).

FEES:

Service/Return: \$ 45.00
 Mileage: \$ _____
 Other: \$ _____
 Tax: \$ 3.57
 TOTAL: \$ 48.57

SUBSCRIBED and SWORN TO before me this 8th day of July 2008

Process Server

Notary Public

My commission expires: 3-18-12

Notary Seal



Affidavit designed and produced by DUE PROCESS 505/982-3313 P.O. BOX 1841 SANTA FE, NM 87504-1841

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11. Order Directing Plaintiff to Post Security (Header Document #6; total pages: 1);